



TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
99-007

Inventor Information Of: JAY S. WALKER et al.

Serial No.
09/282,747

Filing Date
March 31, 1999

Examiner
Le, Khanh

Group Art Unit
3622

Title:

METHOD AND APPARATUS FOR PROVIDING CROSS-BENEFITS BASED ON A CUSTOMER ACTIVITY

TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Supplemental Information Disclosure Statement, 6 pp.;
PTO Form-1449 and references cited therein, 149; and
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in the above identified application.

- ☐ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
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as described below.
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50-0271

Signature

Dated: July 13, 2004

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cc:

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Michael D. Brinton

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shall the filing of this information disclosure statement be construed as an admission against interest in any manner.

This Information Disclosure Statement is filed in accordance with 37 C.F.R. §§1.56, 1.97 and 1.98. The items listed on the accompanying Form PTO-1449 may be deemed to be pertinent to the above-identified application and are made of record to assist the Patent and Trademark Office in its examination of this application. The Examiner is respectfully requested to fully consider the items listed on the enclosed copy of Form PTO-1449 and to independently ascertain their teaching.

1. ☐ Applicants respectfully direct the Examiner's attention to the pending U.S. patent applications listed on the enclosed Form PTO-1449. The Examiner is respectfully requested to fully consider and independently ascertain the teachings and relevance of those applications with respect to the instant application. Applicants would be pleased to provide the Examiner with a copy of these applications upon request.
2. ☐ For each of the items listed on the enclosed copy of Form PTO-1449 that is not in the English language, a European Search Report from a counterpart European application is enclosed. Such items are marked as reference letter(s): _____
_____.
3. ☐ For each of the items listed on the enclosed copy of Form PTO-1449 that is not in the English language, a concise explanation of the relevance of that item is incorporated in the specification of the above-identified application. Such items are marked as reference letter(s): _____.
4. ☐ No fee is believed to be due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with:

☐ 37 C.F.R. §1.97(b)(1), within three months of the filing date of the above-identified application.

- ☐ 37 C.F.R. §1.97(b)(2), within three months of the date of entry into the national stage as set forth in §1.491.
- ☐ 37 C.F.R. §1.97(b)(3), before the mailing date of a first Office Action on the merits.
5. ☐ No fee is believed to be due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. 1.97(c), after the period specified in paragraph 4 above but before the mailing date of a final action or a Notice of Allowance (where there has been no prior final action), and is accompanied by one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 below.
6. ☒ A fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(c) after the period specified in paragraph 4 above but before the mailing date of a final action or a Notice of Allowance (where there has been no prior final action). The fee due under 37 C.F.R. §1.17(p) is to be paid as set forth in paragraph 10 below.
7. ☐ A fee is due under 37 C.F.R. §1.17(i)(1) for this Information Disclosure Statement since it is being filed in accordance with 37 C.F.R. §1.97(d), after the mailing date of a final action or a Notice of Allowance, but before the payment of the issue fee, and is accompanied by:
- a. one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 below; and
 - b. this document is to be considered as a petition requesting consideration of the information disclosure statement.
 - c. the fee due under 37 C.F.R. §1.17(i)(1) which is paid as set forth in paragraph 10 below.

8. ☐ A fee is due under 37 C.F.R. §1.17(i)(1) for this Information Disclosure Statement since it is being filed in compliance with:

☐ 37 C.F.R. §1.313(b)(3), after the issue fee has been paid and information cited in this Information Disclosure Statement may render at least one claim unpatentable and is accompanied by the attached Petition to Withdraw Application from Issue;

☐ 37 C.F.R. §1.313(b)(5), after the issue fee has been paid and information cited in this Information Disclosure Statement is to be considered in a Continuation application upon abandonment of the instant application and is accompanied by the attached Petition to Withdraw Application from Issue.

9. ☐ I hereby certify:

☐ that each item of information contained in the items listed on the enclosed copy of Form PTO-1449 was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. A copy of such communication is enclosed.

☐ that no item of information contained or listed on the enclosed copy of Form PTO-1449 was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned after making reasonable inquiry, no item of information was known to any individual designated in §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

10. ☒ Please accept payment of the fees due as indicated below:

☐ A check in the amount of \$180.00 is enclosed in payment of the fee due under 37 C.F.R. 1.17(p).

☒ The Commissioner is hereby authorized to charge \$180.00 to Deposit Account No. 50-0271 in payment of the fee due under 37 C.F.R. §1.17(p).

11. ☒ In addition to the citations listed above, applicants respectfully direct the Examiner's attention to the following U.S. patent applications, which are commonly assigned to the assignee of the instant application, and which may be deemed pertinent to the instant application:

<u>Serial No.</u>	<u>Inventors</u>	<u>Filing Date</u>	<u>Group Art Unit</u>	<u>Examiner's Init.</u>
09/223,901	Walker et al.	12/31/98		
09/221,099	Walker et al.	12/28/98		
09/045,036	Walker et al.	03/20/98		
09/045,386	Walker et al.	03/21/98		
09/045,518	Van Luchene	03/20/98		
09/107,971	Van Luchene	06/30/98		
08/943,483	Walker et al.	10/03/97		
09/100,684	Tedesco et al.	06/19/98		
09/205,663	Walker et al.	12/04/98		

The Examiner is respectfully requested to fully consider and independently ascertain the teachings and relevance of those applications with respect to the instant application. These applications have not been listed on the accompanying Form PTO-1449 in order to preserve their secrecy during the course of their prosecution.

12. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for this Information Disclosure Statement, or credit any overpayment to Deposit Account No. 50-0271. A copy of this authorization is attached.
13. ☐ No fee is believed to be due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed concurrently with a Request for Continued Examination.

Respectfully submitted,



July 13, 2004
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U.S. PATENT DOCUMENTS

EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIAT E

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	Translation	
							Yes	No
	A	EP 0 109 189 A1	05/23/84	Europe				
	B	EP 512413	11/11/92	Europe (Abstract)				
	C	JP 405257950A	10/08/93	Japan (Abstract)				
	D	EP 0 607 686 A2	07/27/94	Europe				
	E	WO 96/36926	11/21/96	PCT				
	F	WO 97/20279	06/05/97	PCT				
	G	WO 97/35441	09/25/97	PCT				
	H	EP 0 809 202 A2	11/26/97	Europe				
	I	WO 98/26363	06/18/98	PCT				
	J	WO 98/34187	08/06/98	PCT				
	K	JP 410187318A	07/14/98	Japan (Abstract)				
	L	EP 0 902 381 A2	03/17/99	Europe				

RECEIVED**JUL 19 2004****GROUP 3600****OTHER DOCUMENTS (Including author, Title, Date, Pertinent Pages, Etc.)**

	M	Website: "Apollo Host Computer", (http //www Apollo com), undated.
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EXAMINER**DATE CONSIDERED:**

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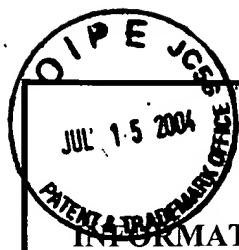
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R	Samuelson, Paul A., "Economics, Ninth Edition", McGraw-Hill Book Company, 1973, pp. 488-495.
S	"Cape Town", Reuters, November 8, 1979.
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U	Cook, Louise, "ConsumerWatch: Clip, Snip, Save", Associated Press, March 12, 1984, Section: Business News.
V	Greene, Jan, "Farm bills please assn; National Grocers Association", Supermarket News, December 23, 1985, Section: Vol. 35, pg. 6, ISSN: 0039-5803.
W	Lacher, Lisa, "Coupon Gimmick Registers Profits", Business Record, December 7, 1987, Section: Vol. 83, No. 47, Sec. 1, pg. 1.
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Y	"POS spectrum: a lottery looks to POS for growth", POS News, January 1989, Section: Vol. 5, No. 7, pg. 8, ISSN: 0896-6230, CODEN: BHORAD.
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AA	Golden, Fran, "AAL's Riga doubts Marketel's appeal to retailers; Chris Riga of American Airlines", Travel Weekly, November 13, 1989, Section: Vol. 48, No. 91, pg. 4, ISSN: 0041-2082.

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CC	"Safeway Introduces Store-Generated Coupons", PR Newswire, May 1, 1990.
DD	Ritter, Jeffrey, "Scope of the Uniform Commercial Code: Computer Contracting Cases and Electronic Commercial Practices", The Business Lawyer, August 1990, Section: Survey.
EE	"Let's Play the Cash Register Receipts Lottery", The New York Times, December 25, 1990, Section: Section 1, pg. 30, Col. 4, Editorial Desk.
FF	Del Rosso, Laura, "Marketel says it plans to launch air fare 'auction' in June; Marketel International", Travel Weekly, April 29, 1991, Section: Vol. 50, No. 34, pg. 1, ISSN: 0041-2082.
GG	"Philips offers customers financing through Citicorp; Philips Medical Systems North America, Citicorp North America Inc." Health Industry Today, June 1991, Section: Vol. 54, No. 6, Pg. 4, ISSN: 0745-4678.
HH	Pelline, Jeff, "Travelers Bidding on Airline Tickets SF firm offers chance for cut-rate fares", The San Francisco Chronicle, August 19, 1991, Section: News, pg. A4.
II	Blattberg, Robert C., "Interactive marketing; exploiting the age of addressability", Sloan Management Review, September 22, 1991, Section: Vol. 33, No. 1, pg. 5, ISSN: 0019-848X.
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LL	"Winn-Dixie/The Salvation Army Report Contributions For War Against Hunger", PR Newswire, June 10, 1993, Section: Financial News.
MM	McDowell, Bill, "Frequency marketing builds repeat business; Management", Building Supply Home Centers, August 1993, Section: No. 2, Vol. 165, pg. 96, ISSN: 0890-9008.

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NN	News Release; "Chemical Bank and AT&T Smart Cards form strategic alliance", (http //www att com/press/1193/93117 blb htm), November 17, 1993.
OO	Kristof, Kathy, "Card Sharks are in Season; Be Wary of Discounts and Rebates as You Shop Around for Good Credit Deals", Chicago Tribune, November 23, 1993, Section: Your Money, pg. 9, Zone C, Personal Finance.
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XX	Knippenberg, Jim, "Will local radio empires strike back?", The Cincinnati Enquirer, July 23, 1995, Section: Tempo, pg. F01.

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YY	"Cardbriefs: Stored-Value Card Designed for Casinos", The American Banker, October 31, 1995, Section: Credit/Debit/ATMS, pg. 23.
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CCC	"Draft - Uniform Commercial Code Revised Article 2. Sales – Parts 2,3, and 7", The American Law Institute, January 4, 1996.
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GGG	Hadley, Kimberly, "Pastors praying anti-arson effort will burn bias", The Nashville Banner, July 26, 1996, Section: News, pg. A13.
HHH	Website: "Cathay Pacific – Cyber Traveler Auction #3 – Official Rules", (http //www cathaypacific com), download date: July 30, 1996.
III	Nishimoto, Lisa, "Market Analysis; Travel services are first online commerce offerings to fly; Many corporations arrange flight, car rental, and hotel bookings on the Internet", Infoworld, July 29, 1996, Section: Internet pg. 44.
JJJ	Gapper, John, "NatWest reports rise in bad debt", Financial Times, July 31, 1996, Section: News, UK, pg. 09.

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LLL	Website: "Crest – Cruise/Ferry Revenue Management System", (http www rtscorp com/h2o htm), download date: August 5, 1996.
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NNN	"LYNX TECHNOLOGY: Lynx to provide business leasing programme through Schroder Leasing", M2 Presswire, August 9, 1996.
OOO	Press Release of August 21, 1996, "Fort Worth Outlet Square Offers American Airlines Aadvantage Miles", Tandy Corporation, (http //web archive org/web/19971022162925/www tandy com/press/fwos-AA), 2 pp.
PPP	Taylor, Paul, "Towards a dream market", Financial Times, September 4, 1996, Section: Survey - FT IT, pg. 03.
QQQ	Press Release of September 11, 1996, "One-Stop Telephone Shopping Returns to America! Sprint, Spring Spectrum and Radioshack Join Forces", Tandy Corporation, (http //web archive org/web/19971022163159/www tandy com/press/sprinton), 2 pp.
RRR	Press Release of October 16, 1996, "Radioshack Introduces Handheld Flip-Style Cellular Telephone with Vibration Alert", Tandy Corporation, (http //web archive org/web/19971022163138/www tandy com/press/ct-500), 2 pp.
SSS	Fickenscher, Lisa, "Amex to Start Free Rewards Program with Discounts on Merchandise", The American Banker, October 18, 1996, Section: Credit/Debit/ATMS, pg. 10.
TTT	Fitzgerald, Kate, "Amex program moves loyalty to next level: Custom Extras finds a medium customers can't ignore: Billing Statements", Advertising Age, November 4, 1996, Section: News, pg. 2.
UUU	"World's First Real-Time Travel Auction Service to be Available Via World Wide Web; ETA to Open Bidding to Consumers, Travel Industry; Web Auction Leader eBay to Provide Technology Support", Business Wire, November 4, 1996.

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WWW	Nimmer, Raymond T., "Commercial Transactions on the Global Information Infrastructure: Electronic Contracting: Legal Issues", The John Marshall Journal of Computer Information Law, 14 J. Marshall J. Computer & Info. L. 211, Winter 1996.
XXX	Bonnici, Joseph et al., "Consumer issues in coupon usage: An exploratory analysis", Journal of Applied Business Research, winter 1996/1997, Vol. 13, No. 1, pp. 31-40, ISSN: 0892-7626, CODEN: JPBEBK.
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ZZZ	Website: "buy.com", (wysiwyg//29http//www buy com/retail/w..Category=CELLULAR&Keyword=cellular+), copyright 1997-2003.
AAAA	"Rehayem, Gilbert, "Opinion: X-Press Betting", La Fleur's Lottery World, February 7, 1997.
BBBB	"UK's World Telecom Unveils New WorldSaver Tariffs", Newsbytes, February 13, 1997.
CCCC	Singletary, Michelle, "Electronic World, Unchecked Problem?", The Washington Post, March 4, 1997, Section: Financial, pg. C01.
DDDD	Fickenscher, Lisa, "Merchant: American Express Seeks to Mine Its Data on Cardholder Spending Patters", The American Banker, March 24, 1997, Credit/Debit/ATMS, pg. 20.
EEEE	Kelsey, John et al., "Conditional Purchase Orders", Fourth ACM Conference on Computers, April 1997.
FFFF	Bryant, Adam, "Shaking Up Air Fares' Status Quo; Entrepreneur Seeks Break for Last-Minute Business Fliers", The New York Times, April 1, 1997, Section: Section D, pg. 1, Col. 2, Business/Financial Desk.
GGGG	"Dispensing the future", Electronic Payments International, May 1997, Section: Feature; pg. 12.

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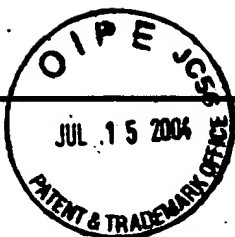
OTHER DOCUMENTS (Including author, Title, Date, Pertinent Pages, Etc.)

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IIII	"Products and Services, Checkout Direct", Catalina Marketing Corporation, (http //catalinamktg com/prodcdir htm), download date: May 29, 1997.
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KKKK	Riordan, Teresa, "Patents; A novel approach to making a better spermicide harks back to some old-fashioned methods.", The New York Times, June 9, 1997, Section D, pg. 2, Col. 1, Business/Financial Desk.
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MMMM	Nairn, Geoff, "The key to your identity: Falling costs will allow fingerprint verification to be widely used", Financial Times (London), July 15, 1997, Section: Technology, pg. 12.
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OOOO	"Classifieds2000 The Internet Classifieds", (http www classifieds2000 com/cgi-cls/Display exe?C2K+aboutus), download date: August 6, 1997.
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QQQQ	Website: "HomeShark Refinance Check", (http //www homeshark com/homewatch/refi/refistep1 htm), download date: August 13, 1997.
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TTTT	Website: "The Nasdaq Stock Market, Inc. ('Nasdaq') Consolidated Subscriber Agreement", (http //www pcquote com/geninfo/exchange/ex _nasdaq php), download date: August 15, 1997.

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UUUU	"Switch your Chase MasterCard to a Shell MasterCard from Chase and you'll earn: Free Formula Shell Gasoline", Chase Manhattan Bank USA, N.A., September 1997.
VVVV	"About IAO", (http://www.iaoauction.com/about.htm), download date: September 8, 1997.
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